



West Virginia Senate

Committee on Health and Human Resources

Minutes for MARCH 09, 2021, 1:00 PM

Pursuant to the call of the Chair, the Senate Committee on Health and Human Resources met on March 09, 2021, 1:00 PM in Room 451-M.

Members present: Senators Maroney, Grady, Azinger, Roberts, Rucker, Stover, Takubo, Weld, Woodrum, Lindsay, Plymale, Stollings, Unger

Members absent: None

A silent roll call being taken, the presence of a quorum was established.

On motion of Senator Grady, the minutes of the previous meeting were approved.

HB2263 – Update the regulation of Pharmacy Benefit Managers

Chairman Maroney recognized Cindy Dellinger, counsel, Senate Committee on Health and Human Resources, who presented House Bill 2263 along with a strike and insert amendment updating the regulation of Pharmacy Benefit Managers. Counsel responded to questions from the Committee.

With leave of the Committee, Matt Walker, was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Mr. Walker addressed the Committee and responded to questions from Senators Lindsay, Grady and Takubo.

With leave of the Committee, Michael Power, Senior Director of PCMA, was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Mr. Power addressed the Committee and responded to questions from Senator Takubo.

Senator Stollings requested permission of the Chairman to allow George Manahan to address the Committee and be available for questions. With leave of the Committee, George Manahan with the Manahan Group, was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Mr. Manahan addresses the Committee regarding House Bill 2263.

Senators Takubo and Stollings addressed the Committee in support of House Bill 2263. Senator Stover also addressed the Committee regarding House Bill 2263.

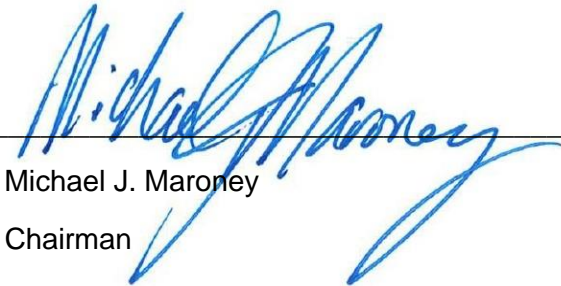
Chairman Maroney recognized Senator Grady who moved to amend House Bill 2263 with the amendment explained by counsel. The Chairman put the question on the motion and the amendment was adopted. Chairman Maroney recognized Senator Grady who moved that House Bill 2263, as amended, be reported to the full Senate with the recommendation that it do pass. The Chairman put the question on the motion. The motion was adopted.

ORG #2 – Health provider enforcement of covenant not to compete

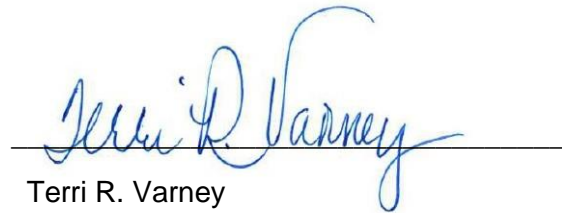
Chairman Maroney recognized Cindy Dellinger, counsel, Senate Committee on Health and Human Resources, who presented Originating Bill #2 relating to health provider enforcement of covenant not to compete. Counsel responded to questions from the Committee. With leave of the Committee, Jim Kaufman with the WV Hospital Association, was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Mr. Kaufman requested time to review the language with its members and legislative team. Mr. Kaufman responds to questions from the Committee. Senator Takubo addresses the Committee in support of the bill.

Chairman Maroney recognized Senator Grady who moved to agree to the language of Originating Bill #2. The Chairman put the question on the motion and it was adopted. Chairman Maroney recognized Senator Grady who moved that Originating Senate Bill #2 be reported to the full Senate with the recommendation that it do pass. The Chairman put the question on the motion and the motion was adopted.

On Motion of Senator Grady the Committee adjourned.



Michael J. Maroney
Chairman



Terri R. Varney
Committee Clerk/Analyst



The Senate of West Virginia

Remote/Virtual Testimony

Testimony taken this 9th day of March, 20 21, in
the Senate Committee on Health and Human Resources.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Matt Walker

Print Witness Name

Devin R. Farney

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

Michael J. Maroney

Sign Member Name



The Senate of West Virginia

Remote/Virtual Testimony

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"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Michael Power, Sr. Director PCMA

Print Witness Name

Julie R. Varney

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

Michael J. Maroney

Sign Member Name



The Senate of West Virginia

Remote/Virtual Testimony

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the Senate Committee on Health and Human Resources.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Jim Kaufman, WV Hospital Association

Print Witness Name

Jeri D. Varney

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

[Signature]

Sign Member Name